

REGULAR CITY COUNCIL MEETING
AUGUST 26, 2002

PRESENT

Gayle Bunker
Wesley Bloomfield
Bruce Curtis
Margaret Dutson
Glen Swalberg

Mayor
Council Member
Council Member
Council Member
Council Member

ABSENT

Neil Forster

Public Works Director

ALSO PRESENT

Gregory Jay Schafer
Alan Riding
Richard Waddingham
Judy Baker
Ken Clark
Phil Sabey
Val & Janet Christofferson
Brandon & Dena Kay Nielson
Michael & Tina Nielson
Don, Linda & Josh Ashcraft
Michael Johnson
Rayola Tolley
Dale Bond

City Recorder
Asst. Public Works Director
City Attorney
City Treasurer
Public Works Employee
City Resident
City Residents
City Residents
City Residents
City Residents
City Resident
City Resident
City Resident

Mayor Bunker called the meeting to order at 7:00 p.m. He stated that notice of the meeting time, place and agenda had been posted at the City Building, had been provided to the Millard County Chronicle/Progress, to KNAK Radio, and to each member of the City Council at least two days prior to the meeting. City Recorder Gregory Jay Schafer acted as secretary.

Council Member Margaret Dutson offered an invocation, following which Mayor Bunker led those in attendance in the Pledge of Allegiance.

MINUTES

The proposed minutes of a Regular City Council Meeting held August 12, 2002 were presented for consideration and approval. Following review, Council Member Robert Droubay MOVED to approve the minutes of August 12, 2002, as presented. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding

RCCM 08-26-02

Page 2

the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Glen Swalberg MOVED to approve the accounts payable, dated August 26, 2002, in the amount of \$103,667.76. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

CITY ATTORNEY RICHARD WADDINGHAM: STREET VACATION FOR 33 FOOT WIDE ALLEY WAY INTERSECTING PROPERTY LOCATED AT APPROXIMATELY 407 SOUTH 100 WEST

Mayor Bunker reported that a public hearing had been held just prior to this meeting with no negative comment being received. Council Member Wesley Bloomfield MOVED to table discussion of this item until City Attorney Richard Waddingham arrived at the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Upon City Attorney Richard Waddingham's arrival, he advised the Council that, due to the alley way tapering on one end, the property will require a metes and bounds description prior to issuance of a deed. Mr. Bond will obtain a legal description and City Attorney Waddingham will prepare the necessary documentation upon receipt of the property description. Council Member Glen Swalberg MOVED to table discussion of this matter until an accurate property description is obtained. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: PROPOSED SINGLE LOT SUBDIVISION LOCATED AT APPROXIMATELY 260 EAST 200 SOUTH (STEPHENSON ONE LOT SUBDIVISION)

Council Member Robert Droubay reported that the Planning & Zoning Commission had reviewed this proposed single lot subdivision and the Council was advised by City Attorney Richard Waddingham at the last meeting of the City Council that a public hearing is not required for a single lot subdivision. The proposed subdivision meets all lot requirements and the buyers have agreed to sign an Off-Site Improvement Agreement pertaining to future curb, gutter and sidewalk

RCCM 08-26-02

Page 3

improvements in the area. The Planning & Zoning Commission recommended that the City Council approve the proposed subdivision, with the condition that the Off-Site Improvement Agreement be signed. Council Member Wesley Bloomfield MOVED to approve the proposed single lot subdivision located at approximately 260 East 200 South (Stephenson One Lot Subdivision) with the condition that the Off-Site Improvement Agreement be signed. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: SILVER SAGE SUBDIVISION PHASE 4

Council Member Robert Droubay advised the Council that the proposed Silver Sage Subdivision Phase 4 does not comply with the requirement that a block may not be longer than 1,600 feet, inasmuch as the block proposed in Silver Sage Subdivision Phase 4 is 1,800 feet long. There was lengthy discussion regarding Subdivision Ordinance block size and road requirements, as well as the possibility of amending the Subdivision Ordinance. It was the suggestion of the Council that the Silver Sage Subdivision Phase 4 plat be amended to include the road which was proposed in the Preliminary Plat for Silver Sage Subdivision, in order to service the interior lots of Silver Sage Subdivision. Mr. and Mrs. Nielson were advised that the Planning & Zoning Commission will meet on September 4, 2002, at which time they could discuss the amended Silver Sage Subdivision Phase 4 and refer their recommendation to the City Council for their consideration at the September 9, 2002 meeting.

Following discussion, Council Member Robert Droubay MOVED to table discussion of Silver Sage Subdivision Phase 4 pending further recommendation from the Planning & Zoning Commission regarding the satisfaction of the Subdivision Ordinance requirement that blocks not exceed 1,600 feet in length. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: VAN'S HALL RECEPTION AND TOUR

Council Member Robert Droubay told the Council that the Van's Hall Reception and Tour has tentatively been scheduled for September 25, 2002, 7:00 p.m. to 9:00 p.m. He has planned to have the Oak City band play and entertain during the tours. There will be invitations sent to specific individuals, as well as issuing an open invitation to anyone who would like to tour the facility and support the restoration of Van's Hall.

Council Member Robert Droubay MOVED to hold the Van's Hall Reception and Tour on Wednesday, September 25, 2002 from 7:00 p.m. to 9:00 p.m. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

NEW BUSINESSJOSH ASHCRAFT: REQUEST FOR PROCLAMATION AND ENDORSEMENT FOR CONSTITUTION WEEK (SEPTEMBER 17, 2002)

Josh Ashcraft reported that, on August 2, 1956, Congress set aside the week of September 17-23 each year as "Constitution Week." In keeping with these Congressional mandates, President Ronald Reagan consistently issued proclamations during the years he was in office urging federal, state and local leaders, as well as civic, educational and religious organizations to conduct ceremonies and programs to commemorate the occasion. Mr. Ashcraft asked the Council if they would be willing to endorse Constitution Week and approve Mayor Bunker signing a Proclamation urging all citizens to support and recognize Constitution Week in our community. Council Member Wesley Bloomfield MOVED to authorize Mayor Bunker to sign a proclamation urging all citizens of Delta City to recognize and support Constitution Week (September 17-23) in Delta City. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: SUNRISE ENGINEERING REQUEST FOR PARTIAL PAYMENT FOR DELTA CITY CULINARY WATER PROJECT (200 NORTH PROJECT)

Asst. Public Works Director Alan Riding advised the Council that a Request for Partial Payment has been received from Sunrise Engineering. The payment request is for materials which have already been installed. At this time, the lines have been installed, disinfected and tested and the contractor is ready to make the main line connections and will soon begin switching services over. It is anticipated that all customers will be switched over to the new line by the end of this week. The request for payment amounts to a total of \$27,370.45. Council Member Wesley Bloomfield MOVED to approve partial payment to Sunrise Engineering for the Delta City culinary water project on 200 North, in the amount of \$27,370.45. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER ROBERT DROUBAY: PROPOSED INDIVIDUALS TO BE APPOINTED TO HERITAGE HIGHWAY COMMITTEE

Council Member Robert Droubay distributed a list of suggested appointees to the Heritage Highway Committee. He reported that he and Council Members Swalberg and Curtis had contacted these individuals to attend the Heritage Highway luncheon which was held last month. It was the feeling of Council Member Droubay that it would not be necessary to appoint a Heritage Highway Committee at this time. Council Member Glen Swalberg currently sits on a committee which has been working on obtaining the Heritage Highway designation for Highway 50. Council Member

Swalberg suggested that the Heritage Highway Committee should consist of approximately ten members, with at least one member being a Delta City Council Member.

Council Member Droubay was instructed to re-examine the list of names and reduce it to approximately ten names for consideration at a later meeting. Council Member Robert Droubay MOVED that he be assigned to visit with individual Council Members and to bring a proposal for ten individuals to be appointed to the Heritage Highway Committee to the next City Council meeting. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

CITY ATTORNEY RICHARD WADDINGHAM: AGREEMENT FOR AREA WATER AGENCY

City Attorney Waddingham asked Council Members for their comments regarding the proposed agreement for the area water agency which is being formed for the purpose of providing drinking water which will comply with new EPA arsenic standards. The agency will be governed by representatives from Delta City, Hinckley Town and the Deseret-Oasis Special Service District. In addition, City Attorney Waddingham discussed the formulas which have been suggested for each entity paying their proportionate share of construction costs, as well as paying their proportionate share for maintenance of delivery facilities. Council Members also discussed possible names for the agency and agreed upon the name of West Millard Water Agency. There was extensive discussion regarding each entity paying their fair share of construction and maintenance costs, as well as beginning and ending dates for terms of committee members.

Following conclusion of the discussion, Council Member Glen Swalberg MOVED to table discussion of the agreement for an area water agency for approval at a later date, pending further consideration and review. The motion was SECONDED by Council Member Robert Droubay. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ASST. PUBLIC WORKS DIRECTOR ALAN RIDING: REQUEST FOR PURCHASE OF NEW WELDING EQUIPMENT

Asst. Public Works Director Alan Riding requested approval to purchase two welders and a cutter, items which were budgeted for purchase during this fiscal year. Asst. Public Works Director Riding noted that he has obtained two bids, one from Scholzen Products and one from Lovell, Inc., with the Lovell, Inc. bid being the lowest. The equipment would allow the Public Works Department to do any type of welding or cutting projects, either in the yard or on-site at any other location.

Following discussion, Council Member Wesley Bloomfield MOVED to approve the purchase of new welding equipment from Lovell, Inc., in the amount of \$7,516.74. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions

RCCM 08-26-02

Page 6

regarding the motion. There being none, he called for a vote. The motion passed unanimously.

OTHER BUSINESS

Mayor Bunker asked Council Members if they would like to have the flags displayed on Main Street on September 11, 2002. The Council agreed that the flags should be displayed on Main Street on September 11th.

Mayor Bunker reported that we are still in the process of obtaining the correct color of roofing for the City Building. A new color sample was received today which appears to be very close to the color of the library roof.

Mayor Bunker reminded Council Members that there will be an open house on Friday, August 30th, from 2:00 p.m. to 5:00 p.m. honoring the retirement of Public Works Director Neil Forster. He encouraged everyone to attend.

Council Member Bloomfield advised the Council that he is currently working on a letter of qualification for the skate park architects and would like to have City Attorney Waddingham to review the letter. Council Member Bloomfield noted that an application for grant money must be submitted to the state by October 15th.

Mayor Bunker requested that the Council adjourn to Executive Session for the purpose of discussing the character, professional competence or physical or mental health of an individual. Council Member Robert Droubay MOVED to adjourn to Executive Session. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Bruce Curtis	Yes
Robert Droubay	Yes
Margaret Dutson	Absent
Glen Swalberg	Yes

RCCM 08-26-02

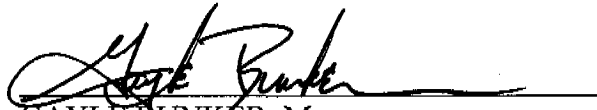
Page 7

The motion passed unanimously.

At the conclusion of the Executive Session, Council Member Wes Bloomfield MOVED to adjourn to Regular City Council Meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Bunker asked if there were any comments or questions regarding the motion There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker asked if there were any comments, questions, or other items to be discussed. There being none, Council Member Glen Swalberg MOVED to adjourn the meeting. The motion was SECONDED by Council Member Bruce Curtis. Mayor Bunker asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Bunker declared the meeting adjourned at 9:01 p.m.


GAYLE BUNKER, Mayor


GREGORY JAY SCHAFER, CMC, City Recorder

MINUTES APPROVED: RCCM 09-23-02

